

ORDINANCE NO. 1075

AN ORDINANCE AMENDING SECTIONS 20-2, 20-3 AND 20-4 OF THE CODE OF THE CITY OF LODI AND THEREBY PROVIDING FOR AN INCREASE IN THE RATES TO BE CHARGED FOR SEWAGE, STORM WATER AND INDUSTRIAL WASTES REMOVAL.

The City Council of the City of Lodi ~~does~~ ordain as follows:

Section 1. Sections 20-2, 20-3 and 20-4 of the Code of the City of Lodi are hereby amended to read in full as follows:

Sec. 20-2, Sanitary sewage service rate ~~schedules~~. For and in consideration of the amounts set forth in the sanitary sewage service rate schedules in this section, the city will receive sanitary sewage into its sanitary sewers for final disposal by the city.

SANITARY SEWAGE SERVICE RATE SCHEDULE

Schedule "A" Dwelling Units

Unit to Which Service is rendered	<u>Charge Per Month</u>	
	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
1. Dwelling unit having not more than one room designed or used primarily for sleeping purposes	\$1.95	\$2.90
2. Dwelling unit having two rooms designed or used primarily for sleeping purposes	\$3.25	94.85
3. For each additional sleeping room over 2 contained within or maintained in conjunction with dwelling or accessory building thereto or in nonhousekeeping cabin or cabins on same lot.	\$0.65	31.00

Schedule "B" Commercial or Industrial Institutions

Unit to Which Service is rendered	<u>Charge Per Month</u>	
	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
I. Nonsleeping and nonfeeding establishments, other than bus, train or service stations, doctors' clinics or other business or concerns hereinafter specified:		
(a) Engaging ten persons or less in on-site occupations	\$2.25	\$3.25
(b) Additional persons in unite of ten or major fraction thereof	\$2.25	\$3.25

2. Feeding establishments such as restaurants, fountains, public dining rooms, bars, etc., but not including sleeping facilities;		
(a) Seating or serving capacity at any one time of ten persons or less	\$3.90	\$5.80
(b) Additional capacity in units of five persons or major fraction thereof	\$1.95	\$2.90
3. Housing establishments containing sleeping accommodations, but not providing meals or facilities for the preparation or serving of food, or within which laundering is done or permitted:		
(a) Sleeping capacity of ten persons or less	\$5.20	\$7.40
(b) Additional sleeping capacity in units of five persons or major fraction thereof	\$2.60	\$3.90
4. Housing establishments containing sleeping facilities where tenants, employees, customers, patients or guests are housed on the premises where cooking or laundry or laundry privileges for such persons is done or maintained on the premises, such as roominghouses, hospitals, American plan hotels or institutions where meals are served to only employees, customers or guests housed on the premises:		
(a) Sleeping capacity of ten persons or less	\$11.60	\$16.80
(b) Additional sleeping capacity in units of five persons or major fraction thereof	\$5.80	\$8.40
5. Barbershops, beauty shops, dentists, etc. :		
(a) Three operation chairs or less	\$1.95	\$2.90
(b) For each additional operating chair, add	\$0.65	\$1.00
(c) For each public bath unit, add	\$0.35	\$0.70
6. Theaters, commercial public assembly halls, gymnasiums, etc.		
(a) If meals or banquets are not served:		
(i) Capacity of five hundred persons or less	\$11.60	\$17.10
(ii) Each two hundred and fifty persons of additional capacity or major fraction thereof	\$5.80	\$8.40
(b) If meals are served, add appropriate amount determined by paragraph (2)(b) hereof		
7. Lodge halls, dance halls, club houses, gymnasiums, etc., where use is restricted to members of the organization and social functions of a semiprivate and occasional nature.		
(a) Where no food is prepared or served:		
(i) Capacity of five hundred persons or less	\$1.95	\$2.90
(ii) Each five hundred persons of additional capacity or major fraction thereof	\$1.95	\$2.90
(b) Where food is occasionally prepared or served for banquets or after lodge meeting, etc., for:		
(i) Two hundred persons seating capacity or less	\$3.90	\$5.80
(ii) For each two hundred persons of additional banquet hall capacity or major fraction thereof, add	\$3.90	\$5.80

Schedule "C" Churches and Church Properties

Unit to which service is rendered	<u>Charge Per Month</u>	
	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
1. Churches together with church social halls, gymnasiums, banquet rooms or other facilities, other than schools, parsonages or other living quarters not rented or operated for profit and located on the same premises	\$3.25	\$4.85
2. Social halls, gymnasiums, banquet rooms or other facilities rented or operated for profit shall be charged the appropriate rates set forth in Schedule "B".		
3. Parsonages or other dwelling units shall be charged at the appropriate rates set forth in Schedule "A" or Schedule "B", paragraph 3 or paragraph 4 thereof, whichever is applicable.		
4. Schools operated by churches shall be charged at the same rates hereinafter set forth for schools in Schedule "D".		

Schedule "D" Schools

All schools, whether publicly or privately owned, or whether owned or operated by religious or other institutions, shall be charged at the following rates:

Yearly rate for each average daily attendance (Including adult education or other special classes)

Classification

1. Schools not furnishing living accommodations or more than one hot meal per day per student:

	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
(a) Grade 8 and below	\$1.60	\$2.25,
(b) Grade 9 and above	\$2.25	\$3.25

2. Schools furnishing living accommodations or more than one hot meal per day shall pay in addition to the above yearly rate the appropriate monthly charge computed in accordance with Schedule "B" paragraph 2 or paragraph 4, whichever is applicable.

Units to which service is rendered	<u>Charge Per Month</u>	
	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
1. For each water closet with one urinal and wash bowl included	\$3.25	\$4.85
2. For each urinal in excess of one per water closet or without water closet	\$1.95	\$2.90
3. For each wash bowl in excess of one per water closet or urinal or without water closet or urinal	\$0.35	\$0.70
4. For each single or double wash tray, each shower head or tub bath, with or without shower head, each slop or laboratory sink	\$0.35	\$0.70
5. For each clinical, hydrotherapy, colonic or similar fixture requiring sanitary sewage disposal service, and not otherwise herein classified	\$1.60	\$2.60
Minimum bill under this Schedule "E"	\$3.25	\$4.85

Sec. 20-3. Storm water, etc., drainage service rate schedules. For and in consideration of the amounts hereinafter set forth in the storm water or wash water drainage service rate schedule, the city will receive into its storm drains, industrial waste lines or sanitary sewers as hereinafter provided, storm waters or wash waters for final disposal by the city.

STORM WATERS OR WASH WATER DRAINAGE SERVICE RATE SCHEDULES

Schedule "A" Disposal into Storm Drains

1A. The rate for disposal of storm waters or wash waters into the city's storm drains shall be:

	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
(a) For the first 1,000,000 gallons or any portion thereof per year	\$64.50	\$93.50
(b) For each additional 100,000 gallons or fraction thereof per year	\$5.80	\$8.40

2A. The city shall estimate and determine the amount of storm waters or wash waters deposited into the city's storm drains unless the user of the service elects to provide, install and maintain in good working order an integrating meter satisfactory to the city for the purposes of measuring such storm waters or wash waters.

3A. In determining the amount of storm waters, or wash waters deposited into the city's storm drains, no charge shall be made for the storm waters or minor irrigation waters drainage from roofs, pavements or hard-surfaced areas within the city limits. Where such drainage is metered along with wash water, a credit of twelve hundred and fifty gallons per year for each one hundred square feet, as projected and measured upon a horizontal plane, of each drainage

area tributary to the meter shall be allowed. Where roofs or other areas are sprinkled or flushed, such flushing or sprinkling waters shall be included in the quantities for billing purposes. For areas outside the corporate limits of the city tributary to the city's storm drains, storm waters shall be included in the quantities determined for billing purposes and unless otherwise metered, the annual quantity of storm waters shall be assumed as equal to twelve hundred and fifty gallons per one hundred square feet, as projected and measured upon a horizontal plane of roof, pavement or hard-surfaced area serviced.

Schedule "B" Disposal into Industrial Waste Lines

1B. The rate for disposal of storm waters or wash waters deposited into the city's industrial waste lines shall be determined, by either the 2B Rate table or the 4B Minimum service charges, hereinafter set forth, whichever is the greater.

2B. Rate table

	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
(a) For the first 1,000,000 gallons or any portion thereof per year	\$193.50	\$280.00
(b) For each additional 10,000 gallons or fraction thereof per year	\$ 1.75	\$ 2.60

3B. The quantity of storm waters or wash waters used for billing purposes whether or not such service is rendered to properties inside or outside the incorporated limits of the city.

4B. Minimum service charges

	<u>Minimum charge per year</u>	
	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
(a) Maximum rate of deposit into industrial waste lines:		
(i) Up to 10 g. p. m.	\$193.50	\$280.00
(ii) For each g. p. m. in excess of 10 up to 100 g. p. m., add	\$ 19.35	\$ 29.00
(iii) For each g. p. m. in excess of 100 up to 1,000 g. p. m., add	\$ 17.75	\$ 25.80
(iv) For each g. p. m. in excess of 1,000 g. p. m., add	\$ 16.15	\$ 23.20

(b) For determination of the maximum rate of deposit, all storm waters falling on impervious areas draining directly without retention into the city system shall be computed at the rate of one g. p. m. for each one hundred sq. ft. of area as projected and measured upon a horizontal plane.

(c) For determination of the maximum rate of deposit of other waters than storm waters, the maximum rate shall be the maximum measured or estimated total quantity of water expressed in U. S. gallons discharged in any five consecutive minutes during the billing period divided by five, or the gallons per minute of waste removal service requested by the customer, whichever is the larger.

Schedule "C" Disposal into Sanitary Sewers

1C. The rate for disposal of storm waters or wash waters deposited into the city's sanitary sewers shall be determined by either the 2C Rate Table or paragraph 4B of Schedule "B" next preceding, whichever is the greater.

2C. Rate Table	Inside Corporate Limits	Outside : Corporate Limits
(a) For the First 750,000 gallons or any portion thereof per year	\$193.50	\$280.00
(b) For each additional 10,000 gallons or fraction thereof per year	\$ 2.35	\$ 3.35

3C. The quantity of storm waters or wash waters used for billing purposes shall be determined as set forth in paragraph 3B of Schedule "B", next preceding

4C. The City shall have the right at any time for reasons which appear good to it, to discontinue to receive any storm waters or wash waters into its sanitary sewers, from any source either temporarily or permanently, without notice, and parties who may be adversely affected by such discontinuance of such service shall not be entitled to any redress for damages which may result from the discontinuance of such service by the City without notice.

5C. Before any new drains which will contain storm water or wash water are connected into the city's sanitary sewers or any pipe lines tributary thereto, or before any storm water or wash water service rendered through the sanitary sewers and discontinued by the city is re-established, the party desiring such service shall obtain a written permit from the city council, which permit shall state the maximum quantity and maximum rate of deposit of such storm waters or wash waters and the terms, times, and conditions under which the city will receive such storm waters or wash waters into its sanitary sewers. Any party violating the terms or conditions of such permit shall be liable for all costs and all damages suffered by the city resulting from such violations and to the cancellation of such permit and the termination of any or all service rendered thereunder.

Sec. 20-4. Liquid industrial waste removal service rate schedules. For and in consideration of the amounts hereinafter set forth in the liquid industrial waste removal service rate schedules, the city will receive industrial wastes into its industrial waste disposal lines or into its sanitary sewers for final disposal by the city.

LIQUID INDUSTRIAL WASTE REMOVAL SERVICE RATE SCHEDULES

Schedule "A" Disposal into Industrial Waste Lines

1A. The charge for industrial waste disposal service through the city's industrial waste lines shall be based upon either the 2A Rate Table or the 3A Minimum service charges, hereinafter set forth, whichever is the larger.

2A. Rate Table

<u>Inside.</u> <u>Corporate</u> <u>Limits</u>	<u>Outside</u> <u>Corporate</u> <u>Limits</u>
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Origin of industrial wastes.

Group I shall include liquid wastes resulting from the following

(a) Rates for tonnage processed:

(1) The processing of fruits, berries, nuts, grapes or vegetables for canning, freezing or preparation for sale, packaging or shipment per raw or green ton as such produce is received on the premises for such processing.

(i) For up to 1,000 gallons of wastes per raw ton the rate per ton shall be	\$0.50	\$0.75
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(2) The crushing, fermenting and processing of grapes, berries and fruits for the preparation of wine or brandy per raw or green ton (or the green ton equivalent for dried or other processed materials) as such produce is received on the premises for such processing.

(i) For up to 1,000 gallons of wastes per raw ton the rate per ton shall be	\$0.65	\$1.00
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(3) The curing of clives and the extraction of olive oil.

(i) For up to 1,000 gallons of wastes per raw ton, the rate per ton shall be	\$1.00	\$1.45
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(b) Rate for excess water:

For each 10,000 gallons of any Group I wastes or fraction thereof in excess of 1,000 gallons per ton in any billing period, add	\$1.75	\$2.60
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Group II shall include liquid wastes resulting from the following:

(i) The processing of any cereal, meat or other food products for packaging or canning on a commercial scale.

(ii) The processing of milk or milk products, the manufacture of ice cream, butter, cheese or other milk products, and the bottling or packaging thereof.

(iii) The keeping, treating, slaughtering, cleaning or dressing or other processing of fish, fowl or animals on a commercial scale; provided, that such wastes shall not include:

(a) Offal, or any of the contents of the alimentary canal of any fish, fowl or animals; or,

(b) Any appreciable quantity of fat, blood, urine; or

(c) Any flesh, guts, bone or solid matter which can be removed by screens herein specified under section 20-1 for industrial wastes.

(iv) Any wastes similar to the above resulting from industrial processes and which are not excluded by the provisions of paragraph (iii) next above and which have a normal B.O.D. of not exceeding 1,000 p. p. m.

and average normal S.S. of not to exceed 1,000 p. p. m.

For each 1,000 gallons or fraction thereof of Group II liquid waste having a twenty-four hour average S.S. of not more than 1,000 p. p. m., the rate shall be

\$0.50 . \$0.75

For each 100 lbs. of B. O. D., or fraction thereof, in excess of 1,000 p. p. m. during any billing period

\$4.85 \$7.10

For each 100 lbs. of S.S., or fraction thereof, in excess of 1,000 p. p. m. during any billing period

\$1.60 \$2.30

Group III shall include liquid wastes resulting from the following:

(i) Commercial or self-service laundries or cleaning establishments.

(ii) Any other industrial wastes having a B. O. D. of not to exceed 500 p. p. m. and a S.S. not to exceed 500 p. p. m., except those wastes resulting from the processing of fruit, berries, nuts, grapes or vegetables, milk, cereal or from the keeping, treating, slaughtering or dressing of fish, fowl or animals.

For each 1,000 gallons or fraction thereof of Group III liquid waste having a twenty-four hour average B. O. D. of not more than 500 p. p. m. and a twenty-four hour average S. S. of not more than 500 p. p. m., the rate shall be

\$1.60 \$2.30

Group IV shall include liquid wastes resulting from the following:

(i) Washing of automobiles, trucks, etc.

(ii) The flushing of loading areas, pipes, tanks, blowing down of boilers, etc.

(iii) The preparation or bottling of soft drinks,

(iv) The saline waters resulting from cooling or precooling of refrigerators, railroad cars or trucks, etc.

(v) Other industrial wastes in general resulting from the washing or flushing or processing of inorganic objects or things having a B. O. D. of not to exceed 50 p. p. m. and a S.S. of not to exceed 1,000 p. p. m.

For each 1,000 gallons, or fraction thereof of Group IV liquid waste having a twenty-four hour average B. O. D. of not more than 50 p. p. m. and a twenty-four hour average S.S. of not more than 1,000 p. p. m., the rate shall be

\$0.20 \$0.30

For each 100 lbs. of B. O. D., or fraction thereof, in excess of 500 p. p. m. during any billing period

\$4.85 \$7.10

For each 100 lbs. of S.S., or fraction thereof, in excess of 500 p. p. m. during any billing period

\$1.60 \$2.30

3A. Minimum Service Charges

	<u>Minimum Charge Per Year</u>	
	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
(a) Maximum rate of deposit into industrial waste lines:		
(i) Up to 10 g. p. m.	\$193.50	\$280.00
(ii) For each g. p. m. in excess of 10, up to 100 g. p. m., add	\$19.35	\$29.00
(iii) For each g. p. m. in excess of 100, up to 1,000 g. p. m., add	\$17.75	\$25.80
(iv) For all g. p. m. over 1,000 g. p. m., add	\$16.15	\$23.20

(b) For determination of the maximum rate of deposit, all storm waters falling on impervious areas draining directly without retention into the city system shall be computed at the rate of one g. p. m. for each one hundred square feet of area as projected and measured upon a horizontal plane,

(c) For determination of the maximum rate of deposit of other waters than storm waters, the maximum rate shall be the maximum measured or estimated total quantity of water expressed in U. S. gallons discharged in any five consecutive minutes during the billing period divided by five, or the gallons per minute of waste removal service requested by the customer, whichever is the larger.

4A. Billing shall be based upon estimates and determinations made by the city of the character and quantity of the wastes. However, if the user of the service is dissatisfied with such determinations made by the city, he may at his sole expense install, maintain and operate in a manner satisfactory to the city such indicating or integrating meters as required to properly measure the flow, or at his sole expense, establish sampling equipment, tests and procedure satisfactory to the city to determine the S.S. or the B.O.D. of the wastes, in which event the billing shall be based on the quantities and the character of the wastes determined by such metering or sampling and testing, insofar as applicable.

Schedule "B" Disposal into Sanitary Sewers

1B. Industrial waste disposal service through the city's sanitary sewer, system will be required only in locations where surplus capacity exists in the sanitary sewers, and only within the safe capacity of the city's activated sludge sanitary sewage disposal plant to satisfactorily treat, such wastes along with all other wastes then accruing to such plant, at the rates set forth in 3B Rate Table following or 4B Minimum Service Charges, whichever is the greater.

2B. In addition to the industrial wastes which the city will receive into its industrial waste lines, the city will receive into its sanitary sewers limited quantities of such wastes as may result from the keeping, treating, slaughtering, cleaning or dressing of fish, fowl or animals, including minor amounts of offal, contents of alimentary canal, fat, blood or urine; provided, that all flesh, guts, bone or solid matter has been removed therefrom by screens specified under section 20-1 for industrial wastes.

3B. Rate Table

Rate per 1,000 Gallons

	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
Character of wastes; range of B. O. D. and S.S. :		
(a) Each below 100 p. p. m.	\$0.35	\$0.50
(b) One or both above 100 p. p. m. Each below 500 p. p. m.	\$0.45	\$0.65
(c) One or both above 500 p. p. m. Each below 1,000 p. p. m.	\$0.50	\$0.75
(d) For wastes having either a B. O. D. or S.S. in excess of 1,000 p. p. m.	$* \$ (0.082 \pm 0.082 \sqrt{\frac{\text{higher of B. O. D. or S.S. in p. p. m.}}{200}})$	
	$** \$ (0.120 \pm 0.120 \sqrt{\frac{\text{higher of B. O. D. or S.S. in p. p. m.}}{200}})$	

4B. Minimum Service Charges

Minimum Charge Per Year

	<u>Inside Corporate Limits</u>	<u>Outside Corporate Limits</u>
Maximum rate of deposit into sanitary sewers:		
(i) Up to 10 g. p. m.	\$193.50	\$280.00
(ii) For each g. p. m. in excess of 10 g. p. m., , Add	\$ 19.35	\$ 29.00

5B. Billing shall be based upon estimates and determinations made by the city of the character and quantity of the wastes. However, if the user of the service is dissatisfied with such determinations made by the city, he may at his sole expense install, maintain and operate in a manner satisfactory to the city such indicating or integrating meters as required to properly measure the flow, or at his sole expense, establish sampling equipment, tests and procedure satisfactory to the city to determine the S.S. or the B.O.D. of the wastes, in which event the billing shall be based on the quantities and the character of the wastes as determined by such metering or sampling procedures, insofar as applicable.

Section 2. This Ordinance shall be applied to all bills prepared for services rendered on and after June 1, 1976.

Section 3. This ordinance provides for the increase of sewer taxes, which revenue is to be applied to the usual and current expenses of the City, and therefore, this ordinance shall become effective immediately upon its adoption.

Section 4. This ordinance shall be published one time in the Lodi News Sentinel, a newspaper of general circulation printed and published in the City of Lodi.

Approved this 2nd day of June 1976

RICHARD L. HUGHES
Mayor

Attest: ALICE M. REIMCHE
City Clerk

State of California
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1075 was introduced at a regular meeting of the City Council of the City of Lodi held May 19, 1976 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held June 2, 1976 by the following vote:

Ayes: Councilmen - Ehrhardt, Katzakian, Pinkerton and Hughes

Noes: Councilmen - None

Absent: Councilmen - Katnich

I further certify that Ordinance No. 1075 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

ALICE M. REIMCHE
City Clerk